IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 10TH AUGUST 2007 / 19TH SRAVANA 1929

WP(C).No. 10651 of 2006(R)

PETITIONER:

GURUPRASAD, DEMONSTRATOR,
ELECTRICAL DEPARTMENT, S.N. POLYTECHNIC
COLLEGE, KOTTIYAM, KOLLAM.

BY ADV. SRI.C.R.SIVAKUMAR
SMT.G.VIDYA

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
THE PRINCIPLE SECRETARY TO THE GOVERNMENT
HIGHER EDUCATION DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE JOINT DIRECTOR, (P.S.)
DIRECTORATE OF TECHNICAL EDUCATION
THIRUVANANTHAPURAM.

3. THE HIGHER EDUCATION SECRETARY,
HIGHER EDUCATON DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

4. THE PRINCIPAL, THE SREE NARAYANA
POLYTECHNIC COLLEGE, KOTTIYAM.

BY SR. GOVT. PLEADER SRI. T.T. MUHAMOOD
ADV. SRI.N.N.SUGUNAPALAN (SR.)
SRI.S.SUJIN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 10/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO 10651/06

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE G.O. NO.158/98 DT. 21.12.98

EXT.P2. COPY OF THE REPRESENTATION DT. 15.2.06

EXT.P3. COPY OF THE REPRESENTATION DT. 25.2.05

EXT.P4. COPY OF THE LETTER DT. 11.4.05

EXT.P5. COPY OF G.O. (RESPONDENT) NO. 1220/04/H.Edn. DT. 10.9.04

/TRUE COPY/

PA TO JUDGE.

A.K. BASHEER, J.

W.P.(C). NO. 10651 OF 2006

Dated this the 10th day of August, 2007

J U D G M E N T

In view of the limited prayer made by the petitioner in this writ petition, I do not deem it necessary to deal with the rival contentions raised either by the petitioner or by respondent No. 4.

2. Learned counsel submits that petitioner will be satisfied if a direction is issued to respondent No.4 to take a decision on Ext.P3 in the light of Exts. P1 & P5 and also in view of the various contentions raised by the petitioner in the writ petition and in the reply affidavit. Learned counsel for respondent No. 4 submits that an appropriate decision will be taken, as requested by the petitioner, in accordance with law expeditiously.

In the above facts and circumstances, the writ petition is disposed of with a direction to respondent No.4 to take a decision on Ext.P3 strictly on its merit and in accordance with law, as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment. While taking a decision in the matter, respondent No.4 shall keep in view Exts. P1 & P5.

Similarly, the 2 vacancies which have been pointed out by the petitioner in the reply affidavit shall also be kept in view while the decision is taken. Needless to mention, petitioner shall be afforded sufficient opportunity to be heard before any decision is taken in the matter. Petitioner shall produce a certified copy of the judgment along with a copy of the writ petition before respondent No.4 for compliance.

A.K. BASHEER, JUDGE

vps

A.K. BASHEER, JUDGE

OP NO.20954/00

JUDGMENT

1ST MARCH, 2007